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**AMENDMENT TO H.R. 3962**  
**OFFERED BY MR. KING OF IOWA**

In subtitle C (relating to miscellaneous improve-  
ments) of title II of division B, add at the end the fol-  
lowing new section:

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1 **SEC. 1237. MEDICARE SUPPORT FOR RURAL HOSPITALS.**

2 (a) TEMPORARY IMPROVEMENTS TO THE MEDICARE  
3 INPATIENT HOSPITAL PAYMENT ADJUSTMENT FOR LOW-  
4 VOLUME HOSPITALS.—

5 (1) IN GENERAL.—Section 1886(d)(12) of the  
6 Social Security Act (42 U.S.C. 1395ww(d)(12)) is  
7 amended—

8 (A) in subparagraph (A), by inserting “or  
9 (D) (for discharges occurring in fiscal year  
10 2010)” after “subparagraph (B)”;

11 (B) in subparagraph (B), by striking “The  
12 Secretary” and inserting “Except as provided  
13 in subparagraph (D), the Secretary”;

14 (C) in subparagraph (C)(i)—

15 (i) by inserting “(or, with respect to  
16 fiscal year 2010, 15 road miles)” after “25  
17 road miles”; and

1 (ii) by inserting “(or, with respect to  
2 fiscal year 2010, 1,500 discharges of indi-  
3 viduals entitled to, or enrolled for, benefits  
4 under part A)” after “800 discharges”;  
5 and

6 (D) by adding at the end the following new  
7 subparagraph.

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8 “(D) TEMPORARY APPLICABLE PERCENT-  
9 AGE INCREASE.—For discharges occurring in  
10 fiscal year 2010, the Secretary shall determine  
11 an applicable percentage increase for purposes  
12 of subparagraph (A) using a continuous linear  
13 sliding scale ranging from 25 percent for low-  
14 volume hospitals with 200 or fewer discharges  
15 of individuals entitled to, or enrolled for, bene-  
16 fits under part A in the fiscal year to 0 percent  
17 for low-volume hospitals with greater than  
18 1,500 discharges of such individuals in the fis-  
19 cal year.”.

20 (2) IMPLEMENTATION.—Notwithstanding any  
21 other provision of law, the Secretary of Health and  
22 Human Services may implement the amendments  
23 made by paragraph (1) by program instruction or  
24 otherwise.

1 (b) USE OF NON-WAGE ADJUSTED PPS RATE UNDER  
2 THE MEDICARE-DEPENDENT HOSPITAL PROGRAM.—

3 (1) IN GENERAL.—Section 1886(d)(5)(G) of  
4 the Social Security Act (42 U.S.C.  
5 1395ww(d)(5)(G)) is amended by adding at the end  
6 the following new clause:

~~7 “(v) In the case of discharges occurring on or after~~  
8 October 1, 2009, and before October 1, 2010, in deter-  
9 mining the amount under paragraph (1)(A)(iii) for pur-  
10 poses of clauses (i) and (ii)(II), such amount shall, if it  
11 results in greater payments to the hospital, be determined  
12 without regard to any adjustment for different area wage  
13 levels under paragraph (3)(E).”.

14 (2) IMPLEMENTATION.—Notwithstanding any  
15 other provision of law, the Secretary of Health and  
16 Human Services may implement the amendment  
17 made by paragraph (1) by program instruction or  
18 otherwise.

19 (c) REPEAL OF SECTION 211 OF PUBLIC LAW 111-  
20 3.—Section 211 of Public Law 111-3, and the item relat-  
21 ing to that section in the table of contents for that Act,  
22 are repealed.

